

5102731
PATENT
#4

Case Docket No. TACHYON.039A
Date: March 6, 2000
Page 1

In re application of : Carneal, et al.
App. No. : 09/407,645
Filed : September 28, 1999
For : METHOD AND SYSTEM
FOR FREQUENCY
SPECTRUM RESOURCE
ALLOCATION
Examiner : Unknown
Art Unit : 2731

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

March 6, 2000

(Date)

Mark M. Abumeri, Reg. No. 43,458

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith is a preliminary amendment in the above-identified application.

The fee has been calculated as shown below:

CLAIMS AS FILED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	68	20	= 48 x	\$9	= \$432
Independent Claims	12	4	= 8 x	\$39	= \$312
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$744

- (X) Return prepaid postcard.
- (X) A check in the amount of \$744 is enclosed.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410. A duplicate copy of this sheet is enclosed.

Mark M. Abumeri
Registration No. 43,458
Attorney of Record

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TACHYON.039A



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#7/A
L. McLaughlin
3.30.99

Applicant : Carneal, et al.

Appl. No. : 09/407,645

Filed : September 28, 1999

For : METHOD AND SYSTEM FOR
FREQUENCY SPECTRUM
RESOURCE ALLOCATION

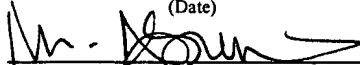
Examiner : Unknown

) Group Art Unit 2731

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March 6, 2000

(Date)


Mark M. Abumeri, Reg. No. 43,458

03/14/2000 AIBRAHIM 00000043 09407645

01 FC:203
02 FC:202

432.00 OP
312.00 OP

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant submits the following preliminary amendment for consideration in the above-identified application.

IN THE CLAIMS:

Please cancel Claims 2-4, without prejudice.

Please amend Claim 1 as follows:

1. (Amended) A method of assigning at least a portion of the radio frequency (RF) spectrum among at least one of a plurality of RF transmitters and [a plurality of] RF receivers, the method comprising:

monitoring a communication parameter that [affects a] relates to performance of a group within the plurality of RF transmitters and receivers, the group comprising at least one of the plurality of RF transmitters and receivers;

determining, in response to the monitored communication parameter, a state of performance of the group; and